

REGULAR MEETING - WOLCOTT TOWN BOARD - FEBRUARY 25, 2014

A regular meeting of the Wolcott Town Board was held Tues., Feb. 25, 2014, at 6:00 PM at the Wolcott Town Hall with the following people present:

PRESENT - Supervisor - Kim Park  
Councilman - Adam Ellis  
Councilman - Henry Felker (ABSENT)  
Councilman - Russell Freer  
Councilman - Christopher Loveless

OTHERS PRESENT - Dawn Krul, Town Clerk; Amber Roberts, Assessor/ Bookkeeper; Donald Camp, Code Enforcement Officer; Scott Maybe, Highway Supt.

Copies presented to the Town Board:

1. Minutes of January 21, 2014 (Regular Meeting)
2. General Fund Claims (Unaudited)
3. Highway Fund Claims (Unaudited)
4. Port Bay WD Fund Claim (Unaudited)

The Supervisor's, Town Clerk's, Justices, Code Enforcement Officer's, Animal Control Officer's and Highway Supt's reports were presented to the Town Board.

Supervisor Park called the meeting to order at 6:00 PM.

Pledge of Allegiance -

LINDSEY GERSTENSLAGER - WA CO Soil & Water District Manager

Lindsey attended tonight's meeting to apprise the town board of current and upcoming projects the Soil & Water District has on their agenda. She handed out packets to the board members which contained their 2013 annual report along with other information and a 2014 calendar. They have several core programs they deal with but she primarily

discussed the aquatic weed harvesting program. After her presentation, there was brief question and answer period. Supervisor Park thanked her for coming and she left at 6:15 PM.

GENERAL BUSINESS -

GENERAL CORRESPONDENCE -

1. A letter from Nelson Law Firm representing the Village of Red Creek regarding the Town of Wolcott's responsibilities when it comes to animal control services for the village.

GENERAL BUSINESS - (cont'd)

A motion was made by Kim Park, seconded by Adam Ellis, to accept the minutes of January 21, 2014, general correspondence and departmental reports. VOTE - AYES 4 NAYS 0.

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #39 thru #71 - total - \$28,068.77

HIGHWAY ACCOUNT - DA Townwide - total - \$35,816.43

PORT BAY WATER - Claim #1 - total - \$1,557.10

A resolution was presented by Kim Park, moved by Adam Ellis, seconded by Russ Freer "Be it RESOLVED to pay General, Highway and Port Bay Water District claims as presented." VOTE - AYES 4 NAYS 0.

RESOLUTION #03-14 ANNUAL AUDIT OF TOWN RECORDS -

The following resolution was presented by Kim Park,

moved by Adam Ellis, seconded by Chris Loveless,

WHEREAS, it is necessary for the Town Board to annually examine the records of the Supervisor, Town Clerk and Justices;

NOW, THEREFORE, BE IT RESOLVED, that the Wolcott Town Board, upon examination of the Supervisor's, Town Clerk's and Justices' records and bank transactions for 2013, have found them to be in order and have acknowledged as such by their signatures on said re-cords and transactions.

On Roll Call Vote - Park "YES", Ellis "YES", Freer "YES",

Loveless "YES".

ASSESSOR/BOOKKEEPER - Amber Roberts

Assessor -

1. Amber stated they were busy with exemptions as March 1st is the taxable status date for exemptions.

HIGHWAY - Scott Maybe

1. Scott would like to be approved to purchase a machine that would enable the highway department to make hydraulic hoses.

HIGHWAY - (cont'd)

RESOLUTION #04-14 AUTHORIZING HIGHWAY SUPERINTENDENT TO PURCHASE WEATHERHEAD CRIMPING EQUIPMENT AT A COST OF \$1,575.00 -

The following resolution was presented by Chris

Loveless, moved by Adam Ellis, seconded by Russ Freer,

WHEREAS, the Highway Department has a need to construct hose end assemblies; and

WHEREAS, the Highway Department does not currently have this universal crimping equipment; and

WHEREAS, as said package is over the limit of the Superintendent's spending allowance; and

WHEREAS, this would be a convenient and more efficient way to make hose repairs;

NOW, THEREFORE, BE IT RESOLVED, the Highway Superintendent is authorized to purchase said equipment package from D&W Diesel, Inc. for a total of \$1,575.00.

VOTE - AYES 4 NAYS 0 .

2. Scott also needs to have board approval for a mower they would like to utilize through a new "piggy-backing law" with another county.

RESOLUTION #05-14 AUTHORIZING HIGHWAY SUPERINTENDENT TO PURCHASE 90-INCH OFFSET REAR MOWER -

The following resolution was presented by Kim Park, moved by Adam Ellis, seconded by Chris Loveless,

WHEREAS, the Highway Department is responsible for roadside mowing; and

WHEREAS, the Highway Department needs to replace a rear mower; and

WHEREAS, the Highway Superintendent has found a 90-inch offset mower that would meet the needs of the department; and

WHEREAS, said mower has been found to be the lowest quote by a neighboring municipality;

NOW, THEREFORE, BE IT RESOLVED, Highway Superintendent is authorized to purchase John Deere 90-inch offset rear mower from Lake-land Equipment out of 2014 equipment budget

at a cost of \$9,763.00.

VOTE - AYES 4 NAYS 0 .

3. Scott made mention he has been trying to keep the peace with residents whose mailboxes have been damaged during snowplowing.

CODE ENFORCEMENT OFFICER - Don Camp

1. Don had another environmental form needing to be signed by the Supervisor.

RESOLUTION #06-14 AUTHORIZING THE SUPERVISOR TO SIGN  
NEGATIVE DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY  
REVIEW (SEQR) FORM FOR GARY PARTRIDGE -

The following resolution was presented by Adam Ellis, moved by Chris Loveless, seconded by Russ Freer,

WHEREAS, Gary Partridge has requested to construct a new home on his property located at 11711 Tompkins Point Road in a waterfront area; and

WHEREAS, our Local Law #1-2000 requires a special permit to construct a building in a waterfront area on less than one acre of land; and

WHEREAS, the Code Enforcement Officer has reviewed said project and feels a negative declaration is in order; and

WHEREAS, the Town Board concurs with the Code Enforcement Officer and sees no negative impact environmentally;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Supervisor to sign a negative declaration for said project.

VOTE - AYES 4 NAYS 0 .

2. Don handed out the draft Local Law from December of 2002 with the revisions the board had gone over previously. They went over the specific changes from our current Local Law #1-2000. Discussion. At next month's board meeting a date for the public hearing needing to be held to revise the local law will be discussed.

3. Don stated he would be attending code school March 17-20 in Rochester.

4. Don announced he would be on vacation March 24-28.

TOWN CLERK - Dawn Krul

Nothing to report this month.

SUPERVISOR - Kim Park

1. Kim went over the following resolutions:

RESOLUTION #07-14 CLOSING PORT BAY JOINT WATER CAPITAL PROJECT FUND AND TRANSFERRING SURPLUS BALANCE OF \$1,366 TO PORT BAY WATER OPERATING ACCOUNT -

The following resolution was presented by Russ Freer, moved by Chris Loveless, seconded by Adam Ellis,

SUPERVISOR - (cont'd)

RESOLUTION - (cont'd)

WHEREAS, construction for the Port Bay Water District is complete; and

WHEREAS, a capital fund is no longer needed for said project; and

WHEREAS, the account can be closed out and transferred to our operating account for the district;

NOW, THEREFORE, BE IT RESOLVED, the clerk to the

Supervisor is authorized to close capital fund for Port Bay Joint Water Project and transfer balance of \$1,366 to Port Bay Water Operating Account.

VOTE - AYES 4 NAYS 0.

RESOLUTION #08-14 AUTHORIZING CLERK TO THE SUPERVISOR TO CLOSE CAPITAL FUND FOR WATERS ROAD/RED CREEK ROAD WATER DISTRICT -

The following resolution was presented by Kim Park, moved by Chris Loveless, seconded by Russ Freer,

WHEREAS, the Waters Road/Red Creek Road Water District is complete; and

WHEREAS, the capital fund for said project is no longer needed

or used or contains a balance; and

WHEREAS, said fund needs to be closed;

NOW, THEREFORE, BE IT RESOLVED, the clerk to the Supervisor is authorized to close the capital fund for the Waters Road/Red Creek Road Water District.

VOTE - AYES 4 NAYS 0.

RESOLUTION #09-14 AMENDING THE 2013 BUDGET FOR COURT GRANT AND RELATED EXPENSES -

The following resolution was presented by Kim Park, moved by Adam Ellis, seconded by Russ Freer,

WHEREAS, the court received a \$15,000 Justice Court Grant; and

WHEREAS, it is necessary to adjust the 2013 budget to reflect said grant revenue and related expenses;

NOW, THEREFORE, BE IT RESOLVED, to adjust B3789 revenue line by an increase of \$15,000 and increase B1110.4 contractual expense line by \$15,000. VOTE - AYES 4 NAYS 0.

SUPERVISOR - (cont'd)

RESOLUTION #10-14 TRANSFER FROM HIGHWAY CHECKING TO  
HIGHWAY CD IN THE AMOUNT OF \$111,026.41 -

The following resolution was presented by Kim Park,  
moved by  
Adam Ellis, seconded by Chris Loveless,

WHEREAS, the Town had to wait to receive consolidated  
highway funding monies; and

WHEREAS, the Town needed said funds to conduct  
projects; and

WHEREAS, the Town used funds from the Highway CD while  
waiting for CHIPS funding to come in and now said funding  
needs to be re-placed;

NOW, THEREFORE, BE IT RESOLVED, the clerk to the  
Supervisor is authorized to transfer \$111,026.41 from  
Highway Checking to Highway  
CD. VOTE - AYES 4 NAYS 0.

RESOLUTION #11-14 ESTABLISHING HIGHWAY IMPROVEMENT  
CAPITAL FUND AND TRANSFERRING \$17,500 FROM HIGHWAY CHECKING  
TO HIGHWAY IMPROVE-MENT CAPITAL FUND -

The following resolution was presented by Kim Park,  
moved by Chris Loveless, seconded by Russ Freer,

WHEREAS, the Town is in need of replacing a bridge on  
Eades  
Road; and

WHEREAS, the Town will be working with the County on



said pro-ject; and

WHEREAS, the Town has applied for grant funding for said project but will still be required to provide a 20 percent match for design and a 5 percent match for construction; and

WHEREAS, the Town hopes to perform some inkind work but will still need funds available; and

WHEREAS, the Town decided to establish a fund for bridge repairs and dedicate funding each budget year;

WHEREAS, this fund will be used for various highway improvements and not limited to bridge improvements;

NOW, THEREFORE, BE IT RESOLVED, to transfer \$17,500 from Highway Checking to Highway Capital Improvement Fund.

VOTE - AYES 4 NAYS 0.

SUPERVISOR - (cont'd)

RESOLUTION #12-14 AUTHORIZING TRANSFER OF \$30,000 FROM GENERAL CHECKING TO BUILDING CAPITAL PROJECT FUND -

The following resolution was presented by Kim Park, moved by Russ Freer, seconded by Chris Loveless,

WHEREAS, the Town each year contributes \$30,000 to our Town Hall Building Capital Project Fund; and

WHEREAS, as said fund is used for necessary building upgrades and improvements; and

WHEREAS, the Town again has included this funding in

the 2014 budget;

NOW, THEREFORE, BE IT RESOLVED, the clerk to the Supervisor is authorized to transfer \$30,000 from General Checking to Building Capital CD.

VOTE - AYES 4 NAYS 0.

RESOLUTION #13-14 AMMENDING 2014 HIGHWAY BUDGET TO ADD  
LINE ITEM DB9901 INTERFUND TRANSFERS FOR \$13,200 -

The following resolution was presented by Kim Park,  
moved by  
Adam Ellis, seconded by Chris Loveless,

WHEREAS, an extra medical insurance expense occurred due to a clerical error; and

WHEREAS, said expense needs to be included in the 2014 Highway Budget; and

WHEREAS, DB9901 needs to be added to the Highway Budget and the amount of \$13,200 transferred to cover said expense;

NOW, THEREFORE, BE IT RESOLVED, the clerk to the Supervisor is authorized to ammend 2014 Highway Budget and add line item DB9901 and transfer \$13,200. VOTE - AYES 4 NAYS 0.

2. Fire & Ambulance Contracts -

RESOLUTION #14-14 2014 WOLCOTT FIRE CONTRACT -

The following resolution was presented by Kim Park,  
moved by  
Adam Ellis, seconded by Russ Freer,

WHEREAS, the Town of Wolcott must have fire protection; and

WHEREAS, the Village of Wolcott Fire Department handles a por-tion of the town; and

WHEREAS, the Town Board desires for the town to have such pro-tection;

NOW, THEREFORE, BE IT RESOLVED to authorize the Supervisor to sign and contract with the Village of Wolcott

Fire Department and to pay them the sum of \$26,985.22 for their services.

VOTE - AYES 4 NAYS 0 .

SUPERVISOR - (cont'd)

RESOLUTION #15-14 2014 RED CREEK FIRE CONTRACT -

The following resolution was presented by Kim Park, moved by Adam Ellis, seconded by Chris Loveless,

WHEREAS, the Town of Wolcott must have fire protection; and

WHEREAS, the Village of Red Creek Fire Department handles a portion of the town; and

WHEREAS, the Town Board desires for the town to have such protection;

NOW, THEREFORE, BE IT RESOLVED to authorize the Supervisor to sign and contract with the Village of Red Creek Fire Department and to pay them the sum of \$31,799.04 for their services.

VOTE - AYES 4 NAYS 0 .

RESOLUTION #16-14 2014 FAIR HAVEN FIRE CONTRACT -

The following resolution was presented by Kim Park, moved by Chris Loveless, seconded by Adam Ellis,

WHEREAS, the Town of Wolcott must have fire protection; and

WHEREAS, the Fair Haven Volunteer Fire Department covers a portion of the town; and

WHEREAS, the Town Board desires for the town to have such protection;

NOW, THEREFORE, BE IT RESOLVED to authorize the Supervisor to sign and contract with the Fair Haven Volunteer Fire Department and to pay them the sum of \$14,441.00 for their services.

VOTE - AYES 4 NAYS 0 .

RESOLUTION #17-14 2014 LAKESHORE VOLUNTEER AMBULANCE  
CONTRACT -

The following resolution was presented by Kim Park,  
moved by  
Adam Ellis, seconded by Chris Loveless,

WHEREAS, the Town of Wolcott must have ambulance  
coverage; and

WHEREAS, the Town of Wolcott also includes the Village  
of Wol-cott and the Village of Red Creek; and

WHEREAS, the Wolcott Volunteer Ambulance and the Red  
Creek Vol-unteer Ambulance have merged to become the  
Lakeshore Volunteer Ambu-lance; and

WHEREAS, the Lakeshore Volunteer Ambulance now covers  
a portion of the Town as a whole; and

WHEREAS, the Town Board desires for the town to have  
such cover-age;

NOW, THEREFORE, BE IT RESOLVED to authorize the  
Supervisor to sign and contract with the Lakeshore  
Volunteer Ambulance and to pay them the sum of \$18,804.00  
for their services.

VOTE - AYES 4 NAYS 0 .

SUPERVISOR - (cont'd)

RESOLUTION #18-14 2014 FAIR HAVEN AMBULANCE CONTRACT  
-

The following resolution was presented by Kim Park,  
moved by  
Adam Ellis, seconded by Russ Freer,

WHEREAS, the Town of Wolcott must have ambulance  
coverage; and

WHEREAS, the Village of Fair Haven covers a portion of  
the town;

and

WHEREAS, the Town Board desires for the town to have  
such cover-age;

NOW, THEREFORE, BE IT RESOLVED to authorize the

Supervisor to sign and contract with the Fair Haven Village Ambulance and to pay them the sum of \$3,519.00 for their services.

VOTE - AYES 4 NAYS 0 .

3. Blind Sodus Bay Sewer Updates -

Intermunicipal Agreement for Blind Sodus Bay Sewer District -

RESOLUTION #19-14 AUTHORIZING THE SUPERVISOR TO SIGN INTERMUNI-CIPAL AGREEMENT WITH CAYUGA COUNTY WATER & SEWER AND WAYNE COUNTY WATER & SEWER AUTHORITIES -

The following resolution was presented by Kim Park, moved by Adam Ellis, seconded by Chris Loveless,

WHEREAS, the Town of Wolcott has established the Blind Sodus Bay Sewer District and will begin construction this year; and

WHEREAS, this is a project that will take place in partnership with the Cayuga County Water & Sewer Department utilizing part of their conveyance system to the Red Creek Treatment Facility; and

WHEREAS, it is necessary to enter into a facilities agreement describing the particulars of said agreement and the roles and re-sponsibilities each party;

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is authorized to sign agreement with Cayuga County Water & Sewer and Wayne County Water & Sewer Authorities for the Blind Sodus Bay Sewer Project sub-ject to form and content approval of Town attorney.

VOTE - AYES 4 NAYS 0 .

RESOLUTION #20-14 AUTHORIZING THE SUPERVISOR TO SIGN SERVICE AGREEMENT BETWEEN THE TOWN AND WAYNE COUNTY WATER \$ SEWER AUTHORITY FOR BLIND SODUS BAY SEWER DISTRICT -

The following resolution was presented by Kim Park,

moved by  
Adam Ellis, seconded by Russ Freer,

SUPERVISOR - (cont'd)

RESOLUTION - (cont'd)

WHEREAS, the Town has created the Blind Sodus Bay Sewer District and intends to construct a sanitary sewer collection system and ancillary components; and

WHEREAS, the Wayne County Water & Sewer Authority is responsible for the operation of the Red Creek Treatment Plant and corresponding conveyance systems; and

WHEREAS, the WCWSA has the expertise and personnel to operate and maintain a sewer project such as the Blind Sodus Bay Sewer Project; and

WHEREAS, the Town desires to have the WCWSA operate the system on their behalf; and

WHEREAS, an agreement to that effect has been drawn and reviewed and approved by the Town attorney;

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is authorized to sign agreement for operation of the Blind Sodus Bay Sewer District with the Wayne County Water & Sewer Authority.

VOTE - AYES 4 NAYS 0 .

RESOLUTION #21-14 APPOINTING THE SUPERVISOR AS THE WOMEN AND MINORITY BUSINESS OFFICER (WMBO) REPRESENTATIVE FOR THE TOWN OF WOLCOTT -

The following resolution was presented by Kim Park,  
moved by  
Adam Ellis, seconded by Russ Freer,

WHEREAS, it is necessary for the Town to appoint a WMBO Representative for the Town; and

WHEREAS, this position is necessary to assure fairness and equality in bidding and awarding contracts for certain projects; and

WHEREAS, said position requires records to that effect to be kept and maintained; and

WHEREAS, the Town Board feels the position of Supervisor is best suited for said position;

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is appointed as the Town's WMBO Representative.

VOTE - AYES 4 NAYS 0.

4. Kim stated that Blind Sodus Bay Sewer District is moving along and the next big thing to be working on will be easements.

5. Kim said Port Bay Sewer District is not moving along as well. She discussed with the rest of the board the details of the problems that have been hindering this project.

6. Kim revisited the Wadsworth Road/Bovee Road Water District. It's not off the table but it's on the back burner.

7. Kim again touched on the proposal from the Governor regarding a possible veteran's exemption for school taxes that many feel would have a negative impact on the tax rate as well as other ways.

SUPERVISOR - (cont'd)

8. Kim mentioned the proposed Seneca Nation Casino and that the County came out with a resolution opposing it.

9. Kim felt that the broadband meeting held last week at the Red Creek School District, which was attended by Congressman Dan Maffei, was exploratory with nothing definite coming out of it yet.

10. Kim will put together an interoffice memo containing information on a new IT person she has found to help with computer issues that may arise for us as the county no longer services the towns and villages.

11. Kim told the board that our next month's meeting

falls on a night County board meeting so we will need to change the date. It was determined to hold our regular meeting on Monday, March 17th.

12. Kim stated that FEMA Grants opened on the 18th and Kim ap-proached both fire departments concerning this. They will get back to her if they decide to pursue anything.

13. Kim brought up the website issue presented at last month's meeting. Discussion. The board decided they would like to talk directly to Mr. Lichti whom we currently contract with for our web-site maintenance. Kim will contact him and ask him to attend next month's meeting.

14. Amber informed the board of the results from the grant the court applied for through the Justice Court Assistance Program.

15. Kim read the letter from Nelson Law Firm that she presented earlier as correspondence regarding the Village of Red Creek Dog Control Services. Discussion. After the discussion, it was decided that Kim would contact our attorney to draft a letter of response.

16. Councilman Ellis stated that he has had numerous people ask him what the Wayne County Highway Department actually does. He stated his reasons for bringing this up which sparked a discussion on how they may be perceived in a negative way by people in the sur-rounding communities.

17. Councilman Loveless said we need a new handle for the door to the elevator machine room upstairs. Kim asked him to go ahead and take care of it.

The next regular meeting of the Wolcott Town Board will be held Monday, March 17, 2014, at 6:00 PM at the Town Hall.

A motion was made by Adam Ellis, seconded by Russ Freer, to ad-journ the meeting at 7:45 PM.

submitted, Respectfully



Dawn M. Krul,  
Town Clerk